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Fort Collins, CO 80527-2400

MAILED

MAR 17 2006

Technology Center 2100

In re Application of:
Stephen J. SICOLA, et al.
Application No. 09/538,700
Filed: March 30, 2000
For: METHOD FOR TRANSMISSION LOG
FAILOVER MERGING DURING
ASYNCHRONOUS OPERATIONS IN A
DATA STORAGE NETWORK

DECISION ON PETITION
UNDER 37 C.F.R. § 1.181 TO
WITHDRAW HOLDING OF
ABANDONMENT

This is a decision on the renewed petition filed 20 August 2004 under 37 CFR § 1.181 requesting the withdrawal of the holding of abandonment of the above-identified application.

The petition is **GRANTED**.

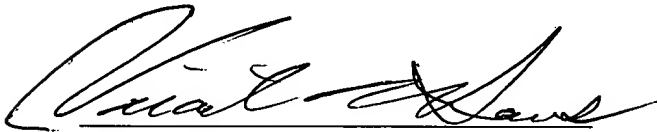
This application was held abandoned for failure to respond in a timely manner to the Office action mailed 02 June 2003. A Notice of Abandonment was mailed on 04 February 2004.

In support of the renewed petition, Petitioner provides a statement attesting by personal knowledge that the RCE of 02 September 2003 was timely transmitted on 02 September 2003. A copy of the Request for Continued Examination (RCE) was provided on 02 April 2004.

Applicant has established that a timely RCE was filed on 02 September 2003. The Notice of Abandonment is hereby withdrawn.

The copy of Request for Continued Examination filed on 02 April 2004 is being forwarded to the Technology Center support Staff for processing the RCE and entering the Amendment after Final filed on 04 August 2003. The file will then be forwarded to the examiner for appropriate action.

Any inquiry concerning this decision should be directed to Vincent N. Trans whose telephone number is (571) 272-3613.

A handwritten signature in black ink, appearing to read "Vincent N. Trans", written over a horizontal line.

Vincent N. Trans
Special Program Examiner
Technology Center 2100
Computer Architecture, Software, and
Information Security